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Attorney For Plaintiff, CRAIG YATES,
 an individual

UNITED STATES DISTRICT COURT
 DISTRICT OF CALIFORNIA

CRAIG YATES, an individual,

Plaintiff,

v.

J&E RESTAURANT; WOO JING HING;
 and LING KUEN,

Defendants.

CASE NO. CV-11-0146-JCS

**REQUEST FOR DISMISSAL AND
~~PROPOSED~~ ORDER THEREON**

Plaintiff CRAIG YATES, by and through his counsel, requests this court to issue a dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2). Outside of the terms of the Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own costs and attorneys' fees. Plaintiff requests that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements). The defendants,, WOO JING HING, LING KUEN, LING KUEN WOO, LAI WAH TSANG, SIU YEE TSANG, J&E RESTAURANT are in pro per and other than for the settlement agreement do not communicate nor respond to letters sent to them by this counsel.

1 Therefore, requested by plaintiff that be dismissed with prejudice pursuant to Federal
2 Rules of Civil Procedure 41(a)(2).

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4 Dated: March 31, 2014

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8 By: 

9 Thomas E. Frankovich
10 Attorney for Plaintiff CRAIG YATES
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16 **ORDER**

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18 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
19 Fed.R.Civ.P.41(a)(2). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the
20 purpose of enforcing the parties' Settlement Agreement and General Release should such
21 enforcement be necessary

22 Dated: 03/31, 2014

